

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Peter LÖSBROCK et al.

Appl. No. : 10/814,635

Confirmation No.: 7567

Filed: April 1, 2004

For: APPARATUS AT A SPINNING
PREPARATION MACHINE FOR
DETECTING WASTE SEPARATED
OUT FROM A FIBRE MATERIAL

Art Unit: 3653

Examiner: Joseph C. Rodriguez

Atty. Docket No.: 32368-202378

Customer No.

26694

PATENT TRADEMARK OFFICE

Third Request for Refund

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Sir:

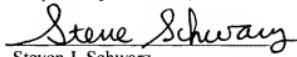
An Information Disclosure Statement for the above-mentioned application was filed on March 21, 2006. Although the Information Disclosure Statement was filed after the mailing date of a first Office Action, the Information Disclosure Statement included a statement under 1.97(e). Therefore, the Information Disclosure Statement fee of \$180.00 was charged to our deposit account in error, since the information contained in the Information Disclosure Statement was first cited in the French Search Report not more than three months prior to the filing of the Information Disclosure Statement. A copy of the Information Disclosure Statement is enclosed, along with our deposit account statement evidencing the charge to our account by the Patent Office. Please refund \$180.00 to our deposit account no. 22-0261 and notify the undersigned accordingly.

Applicants: Peter LÖSBROCK et al.
Appl. No.: 10/814,635

If the amount is not refunded, the Office is respectfully requested to provide an explanation for the charges.

Date: 9/30/2008

Respectfully submitted,



Steven J. Schwarz
Registration No. 47,070
VENABLE LLP
P.O. Box 34385
Washington, D.C. 20043-9998
Telephone: (202) 344-4000
Telefax: (202) 344-8300

DC2DOCS1\985623

Fields, Regina G.

From: Roberts, Marc C.
Sent: Monday, August 06, 2007 2:31 PM
To: Fields, Regina G.
Subject: RE: IDS fee charged in error to Deposit Account

It should be in the file because a request for refund was filed 4/19/06, but we never received it. However, line 3 below shows the charge.

03/29 131	09830290	38787-171294	2251	\$60.00	\$87,234.06
03/29 152	11386705	32011-229434	8021	\$40.00	\$87,194.06
03/29 1	10814635	32368-202378	1806	\$180.00	\$87,014.06
03/29 32	11261762	41567-223315	2051	-\$65.00	\$87,079.06
03/29 1825	78848814	37114-229606	7001	\$325.00	\$86,754.06
03/29 246	29252105	32011-227467	8021	\$40.00	\$86,714.06
03/29 2075	78848944	37114-229607	7001	\$325.00	\$86,389.06
03/29 2163	78848984	41345-229818	7001	\$325.00	\$86,064.06
03/30 1	60776236	32405-225858	8021	\$40.00	\$86,024.06
03/30 50	60773684	32405-228898	8021	\$40.00	\$85,984.06
03/30 71	60776237	32405-225859	8021	\$40.00	\$85,944.06
03/30 231	76611332	26085-207717	7004	\$150.00	\$85,794.06
03/30 257	76611331	26085-207715	7004	\$150.00	\$85,644.06
03/30 288	76611327	26085-207712	7004	\$150.00	\$85,494.06
03/30 137	29256136	32405-228104	8021	\$40.00	\$85,454.06
03/30 142	29256135	32405-228106	8021	\$40.00	\$85,414.06
03/30 717	78849365	37114-229832	7001	\$325.00	\$85,089.06
03/30 797	78849404	37114-229833	7001	\$325.00	\$84,764.06
03/30 845	78849431	00831-229810	7001	\$325.00	\$84,439.06
03/30 861	78849439	00831-229813	7001	\$325.00	\$84,114.06
03/30 868	78849445	00831-229812	7001	\$325.00	\$83,789.06
03/30 883	78849457	00831-229811	7001	\$325.00	\$83,464.06

-----Original Message-----

From: Fields, Regina G.
Sent: Monday, August 06, 2007 1:18 PM
To: Roberts, Marc C.
Subject: TDS fee charged in error to Deposit Account

Hi Marc

Hi Marc,
Could you give me a print out of a deposit account charge for 32368-202378 for a \$180.00 IDS fee. The IDS was originally filed on March 21, 2006.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Peter LÖSBROCK *et al.*

Art Unit: 3653

Appln. No.: 10/814,635

Examiner: Joseph C. Rodriguez

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Atty. Docket No: 32368-202378

For: APPARATUS AT A SPINNING
PREPARATION MACHINE FOR
DETECTING WASTE SEPARATED
OUT FROM FIBRE MATERIAL

Customer No:

26694

PATENT TRADEMARK OFFICE

Second Information Disclosure Statement

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is an Information Disclosure Statement submitted under 37 C.F.R. § 1.97 within the time specified under 37 C.F.R. § 1.97(c).

In order to comply with the duty of disclosure pursuant to 37 C.F.R. § 1.56, submitted herewith is a Form PTO/SB/08A listing three of the five documents cited in the attached French Patent Office Search Report for French Application No. 04 03475. The two remaining references, EP 0 399 315 and U.S. Patent No. 5,181,295, were previously made of record in an Information Disclosure Statement filed on April 29, 2004, and by the Examiner in the Office Action dated September 28, 2005, respectively. The relevance of each document is indicated in the Search Report. A copy of EP 0 226 430 is included herewith. All of the other references are U.S. patents or U.S. publications, and copies are not required.

Applicants: Peter LÖSBROCK *et al.*
Application No.: 10/814,635

The instant Information Disclosure Statement is being filed after the mailing date of the first Office Action. Accordingly, pursuant to 37 C.F.R. §1.97(c)(1), a statement under 37 CFR 1.97(e) is required.

Statement

Pursuant to 37 C.F.R. § 1.97(e), on information and belief, each item of information contained in this information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this information disclosure statement.

In view of the above, as all requirements of 37 C.F.R. § 1.97 and all official guidelines pertaining to Information Disclosure Statements have been complied with, it is respectfully requested that the Examiner consider the documents and make them of record.

Respectfully submitted,

Date: March 21, 2006


Steven J. Schwarz
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Telephone: (202) 344-4000
Telefax: (202) 344-8300

SJS/SJB
#734526

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449A/B/PTO				<i>Complete if Known</i>	
				Application Number	10/814,635
				Filing Date	April 1, 2004
				First Named Inventor	Peter LÖSROCK <i>et al.</i>
				Art Unit	3663
				Examiner Name	Joseph C. Rodriguez
Sheet	1	of	1	Attorney Docket Number	

U.S. PATENT DOCUMENTS					
Examiner Initials*	Cite No. ¹	Document Number Number-Kind Code ² (# known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
AA	US-5,819,373 A	10-13-1998	SCHLICHTER <i>et al.</i>		
AB	US-2002/078532 A1	06-27-2002	HOSEL <i>et al.</i>		
AC	US-				
AD	US-				
AE	US-				
AF	US-				
AG	US-				
AH	US-				
AI	US-				
AJ	US-				

FOREIGN PATENT DOCUMENTS					
Examiner Initials*	Cite No.	Foreign Patent Document Country Code ³ -Number-Kind Code ⁴ (# known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
BA	EP 0 226 430	06-24-1987	UNISEARCH LIMITED		T ⁵
BB					
BC					
BD					
BE					
BF					
BG					
BH					
BI					
BJ					

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹Applicant's unique citation designation number (optional). ²See Kind Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³Enter Office that issued the document, by the two-letter code (WIPO Standard ST 3). ⁴For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST 16 if possible. ⁶Applicant is to place a check mark here if English language Translation is attached.

NON PATENT LITERATURE DOCUMENTS					
Examiner Initials	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.			T ²
CA					
CB					
CC					
CD					
CE					

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹Applicant's unique citation designation number (optional). ²Applicant is to place a check mark here if English language Translation is attached.

Examiner Signature	Date Considered
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